



SDMS DocID 2095898

SITE FILE



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

ORIGINAL
(copy)

AUG 14 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Chem-Fab, Inc.
c/o Mr. Manfred DeRewel, Jr.
FCI Fairton
P.O. Box 420
Fairton, NJ 08320

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Re: Chem-Fab Superfund Site, Doylestown, Bucks County, Pennsylvania

Dear Mr. DeRewel:

The U.S. Environmental Protection Agency (EPA) is seeking information concerning a release, or the threat of release, of hazardous substances, pollutants or contaminants into the environment at the above referenced Site. Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. Section 9604(e), your company is required to furnish all information and documents in its possession, custody or control, or in the possession, custody or control of any of its employees or agents which concern, refer, or relate to hazardous substances as defined by Section 101(14) of CERCLA, 42 U.S.C. Section 9601(14), pollutants and/or contaminants as defined by Section 101(33), 42 U.S.C. Section 9601(33), which were transported to, stored, treated, or disposed of at the above referenced facility or the surrounding area. The Site is located at the Chem-Fab, Inc. facility at 300 North Broad Street, Doylestown, Bucks County, Pennsylvania 18901.

Section 104 of CERCLA, 42 U.S.C. § 9604, authorizes EPA to pursue penalties for failure to comply with that section or for failure to respond adequately to required submissions of information. In addition, providing false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001. The information you provide may be used by EPA in administrative, civil, or criminal proceedings.

Instructions for responding to this required submission of information are provided below. Please respond for all materials which are potentially hazardous as well as the hazardous substances, pollutants and contaminants previously specified in this letter.

INSTRUCTIONS

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1) If asserting a business confidentiality claim on information submitted in response to this request, please clearly mark such information by either stamping or using any other such form of notice that such information is trade secret, proprietary, or company confidential.

-QUESTIONS-

1. Please identify what processes were performed at Chem-Fab, Inc. What products did Chem-Fab, Inc. produce?
2. Please identify all substances that were used by Chem-Fab, Inc. to produce the products identified in your answer to Question 1.
3. Describe each position, formal and/or informal, that you held/hold with Chem-Fab, Inc. Your description should include, but not be limited to, the duties and responsibilities of each position; the actual tasks that you performed, both routinely and occasionally; and the dates that you held each position.
4. Identify any and all officers and/or directors of Chem-Fab, Inc. for the history of the company. Please provide current addresses and phone numbers, if known.
5. Identify any and all individuals who made the "day-to-day" business decisions for the Chem-Fab, Inc.. Please provide current addresses and phone numbers, if known.
 - a) Identify any and all individuals who were responsible for purchasing raw materials for Chem-Fab, Inc.. Please provide current addresses and phone numbers, if known.
 - b) Identify any and all individuals who authorized or approved capital expenditures for Chem-Fab, Inc.. Please provide current addresses and phone numbers, if known.
 - c) Identify any and all individuals who were responsible for contracting for waste disposal services for Chem-Fab, Inc.. Please provide current addresses and phone numbers, if known.
 - d) Identify any and all individuals who were responsible for directing or overseeing waste disposal practices at Chem-Fab, Inc.. Please provide current addresses and phone numbers, if known.
6. Describe the waste handling and disposal practices, procedures, and policies at the Chem-Fab, Inc. Site, including both onsite and offsite waste disposal activities.

7. The name and most current address of any person(s) who may have knowledge relevant to this inquiry.
8. Who owned the property on which Chem-Fab, Inc. operated? Who currently owns the property on which Chem-Fab, Inc. operated? Please provide current addresses and phone numbers, if known.
9. Please send a completed copy of the document titled "Financial Statement of Corporate Debtor". In completing this document please indicate clearly for all assets and debts identified on the questionnaire the type of ownership of each asset described, i.e., owned individually, owned jointly with a spouse or owned with other parties.
10. In addition to completion of this financial statement it is requested that you provide a copy of your U.S. Corporate Income Tax Returns, Form 1120 for the last five years. You are to provide a facsimile of the tax return submitted to the Internal Revenue Service that contains any and all attachments that would be required by the Internal Revenue Service at the time of filing. Furthermore, if any of the income, loss or gain reported on the return related from partnership, trust, or subchapter S sources, please provide a copy of the 1065, 1041, or 1120S return as well as any and all attachments that would be required by the Internal Revenue Service at the time of filing. Furthermore, if any of the returns provided have been audited, corrected, amended or changed, or if you have been notified of an audit, please describe the circumstances pertaining to that event.
11. Additionally, you are asked to provide a copy of any and all financial statements that apply to the last five years. This is to include all internal and external audits, balance sheets, income statements and other statements that purport to describe your worth and/or income and expenses. In addition, if at any point in the last five years, you were required to submit financial statements, please provide a copy of what was submitted as well as an explanation which describes the reason for submission, e.g., for a loan or for demonstration of the financial capability to deliver on a contract.
12. Submit copies of all rental agreements, easements, exclusive rights to use, options to buy, or other documents that describe interests in real estate possessed by you or possessed by other entities for your benefit, currently in existence or which were in effect for the past five years. If there are any oral agreements pertaining to these agreements or other unwritten agreements exist, please provide the specifics as to the length of the agreement, the specific requirements of the agreement and the compensation payable regarding the agreement.
13. Describe all related transactions, as set forth below, that apply to this corporate entity. This is to include all transactions between this corporation and any and all of the following:

Affiliated corporations, affiliated partnerships or other business entity that although it is not owned by this corporation may have the same owner/investor as does this corporation.

The parent corporate entity, all subsidiary entities of the parent corporation and all subsidiaries of this corporation.

The stockholders of this corporation.

You are entitled to assert a claim of business confidentiality covering any part or all of the submitted information, in the manner described in 40 C.F.R. § 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted when the information is submitted to EPA, EPA may make this information available to the public without further notice to you.

EPA may contract with one or more independent contracting firms (see attached list of EPA contractors and cooperative agreement grantees) to review the documentation, including documents which you claim are confidential business information ("CBI"), which you submit in response to this information request, depending on available agency resources. Additionally, EPA may provide access to this information to (an) individual(s) working under (a) cooperative agreement(s) under the Senior Environmental Employment Program (SEE Enrollees). The SEE program was authorized by the Environmental Programs Assistance Act of 1984 (Pub. L. 98-313). The contractor(s) and/or SEE Enrollee(s) will be filing, organizing, analyzing, and/or summarizing the information for Agency personnel. The contractors have signed a contract with EPA that contains a confidentiality clause with respect to CBI that they handle for EPA. The SEE Enrollee(s) is working under a cooperative agreement that contains a provision concerning the treatment and safeguarding of CBI. The individual SEE enrollee has also signed a confidentiality agreement regarding treatment of CBI. Pursuant to section 104(e)(7) of CERCLA, 42 U.S.C. § 9604(e)(7), and EPA's regulations at 40 C.F.R. § 2.310(h), EPA may share such CBI with EPA's authorized representatives which include contractors and cooperators under the Environmental Programs Assistance Act of 1984 (see 58 Fed. Reg. 7187 (1993)). If you have any objection to disclosure by EPA of documents which you claim are CBI to any or all of the entities listed in the attachment, you must notify EPA in writing at the time you submit such documents.

You must respond in writing to this required submission of information within **10 calendar days** of your receipt of this letter. For a corporation, the response must be signed by an appropriately authorized corporate official. For other entities, the response must be signed by an authorized official of that entity. If, for any reason, you do not provide all information responsive to this letter, in your answer to EPA you must: (1) describe specifically what was not provided, (2) supply to EPA a clear identification of the document(s) not provided, and (3) provide to EPA an appropriate reason why the document(s) was not provided.

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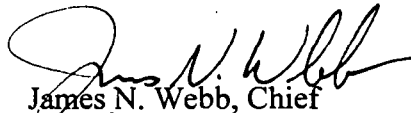
All documents and information should be sent to:

Kyle J. Chelius - 3HS12
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

If you have any question concerning this matter, please contact Kyle Chelius at (215) 814-3178. Legal questions may be addressed to Andrew Duchovnay at (215) 814-2484.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501, et seq.

Sincerely,


James N. Webb, Chief
Cost Recovery Section

Enclosures

cc: A. Duchovnay (3RC22)

ENCLOSURE 1: DEFINITIONS

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1) The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge.

2) The term "hazardous substance" includes, but is not limited to those chemicals identified pursuant to CERCLA § 101(14) and/or 40 C.F.R. § 302.4, and may also include hazardous waste that demonstrates the characteristics of ignitability, corrosivity, toxicity or flammability, and may also include any mixtures of such hazardous substances with any other substances, including the mixtures of hazardous substances with petroleum products or other non-hazardous substances.

3) The term "documents" shall mean writings (handwritten, typed or otherwise produced or reproduced) and includes, but is not limited to, any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds, leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, books of original entry, minutes of meetings, memoranda, notes, calendar or daily entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific study or investigation, schedules, price lists, telegrams, teletypes, phono-records, magnetic voice or video records, tapes, summaries, magnetic tapes, punch cards, recordings, discs, computer printouts, notes, data, sample analyses, laboratory reports, or other data compilations from which information can be obtained or translated.

4) The term "arrangement" shall mean every separate contract or other agreement or understanding between two or more persons, whether written or oral.

5) The term "release" shall mean any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping or disposing into the environment, including the abandonment or discharging of barrels, containers and other closed receptacles containing any hazardous substance or pollutant or contaminant.

6) The term "pollutant or contaminant" shall include, but not be limited to, any element, substance, compound, mixture, including disease-causing agents, which after release into the environment will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations; except that the term "pollutant or contaminant" shall not include petroleum.

List of Contractors

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- Booz-Allen & Hamilton, Inc. - Contract # 68-W4-0010
Subcontractors to Booz Allen & Hamilton, Inc. are:
CDM-Federal Programs Corporation
Dynamac Corporation
PRC Environmental Management, Inc.
CACI, Inc.
Investigative Consultant Services, Inc.
Northeast Investigations
Tri-State Enterprises
- CH2MHill - Contract # 68-W8-0090
- Black & Veatch Waste Science and Technology Corporation
Contract # 68-W8-0091
- TetraTech, Inc. - Contract # 68-W8-0092
- Ecology & Environment, Inc. - Contract # 68-W8-0085
- IT Corp. - Contract #68-S7-3005
- OHM Remediation - Contract #68-S7-3004
- Roy F. Weston, Inc. - Contract # 68-S5-3002
Team subcontractors are:
Foster Wheeler
Tetra Tech EM Inc.
RAI, Inc.
CC Johnson & Malhotra
- Brown & Root Environmental a Division of Brown & Root, Inc. Contract #68-S6-3003
Brown & Root's subcontractors are:
Gannett Fleming, Inc.
Dynamac Corp.
C.C. Johnson & Malhotra, P.C.
- CDM Federal Programs Corporation - Contract #68-S7-3003
- Black and Veatch Waste Science and
Technology Corporation/Tetra Tech, Inc.
Contract # 68-S7-3002
- CACI, Inc. - Contract # 3C-G-ENR-0051

List of Cooperative Agreements

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- National Association of Hispanic Elderly - #CQ-822511
- AARP Foundation
(Senior Environmental Employment) - #824021
#823952

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

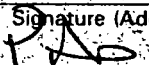
3. Article Addressed to:

Chem-Fab, Inc.
c/o Mr. Manfred DeRewel, Jr.
FCI Fairton
P.O. Box 420
Fairton, NJ 08320

4a. Article Number
P 097 482 114

4b. Service Type
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express-Mail ☐ Return Receipt for Merchandise

7. Date of Delivery
NOV 11 1991

5. Signature (Addressee)


8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

PS Form 3811, December 1991 U.S. GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

P 097 482 114

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

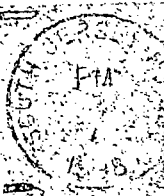
(See Reverse)

Sent to	
Street and No.	
P.O., State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



Print your name, address and ZIP Code here.

U.S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

Attn: K. Chelius

3HS12



STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

U.S.G.P.O. 1980-217-132